

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KOJIMA et al.

Filed: December 12, 2003 Docket No.: 10873.659USD1

Title: INFORMATION RECORDING MEDIUM AND METHOD OF
MANUFACTURING THE SAME

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 321729597 US

Date of Deposit: December 12, 2003

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, Mail Stop DIVISIONAL PATENT APPLICATION, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 
Name: Teresa Anderson

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop DIVISIONAL PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. § 1.98(d), a copy of each document or other information listed on the enclosed Form 1449 is not provided because it was previously cited by or submitted to the U.S. Patent and Trademark Office in parent application, U.S. Serial No. 09/801,977 filed on March 8, 2001.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

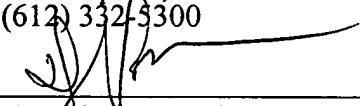
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
(612) 332-5300

Dated: December 12, 2003

By: 

Douglas P. Mueller
Reg. No. 30,300

DPM/jh



FORM 1449* INFORMATION DISCLOSURE STATEMENT			Docket Number: 10873.659US1	Application Number: Unknown
IN AN APPLICATION (Use several sheets if necessary)			Applicant: KOJIMA et al.	
			Filing Date: December 12, 2003	Group Art Unit: Unknown

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,132,932	10.2000	MIYAMOTO et al.			
	6,406,771	06.2002	Nakakuki et al.			
	6,153,355	11.2000	Takahashi et al.			
	6,477,135	11.2002	Uno et al.			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES
	2-147289	06.1990	Japan			Abstract
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
	1971	Hiroshi Kutoba "Wave optics" Chapter 3, pp. 199-236				
	1998	Osato et al. " A rewritable optical disk system with over 10 GB of capacity" SPIE Vol. 3401, pp. 80-86				

23552	PATENT TRADEMARK OFFICE
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EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.